

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1518 be amended to read as follows:

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT concerning utilities and transportation.
- 3 Delete everything after the enacting clause and insert the following:
- 4 SECTION 1. [EFFECTIVE UPON PASSAGE] **(a) As used in this**
- 5 **SECTION, "commission" refers to the Indiana utility regulatory**
- 6 **commission created by IC 8-1-1-2.**
- 7 **(b) Not later than November 15, 2006, the commission shall**
- 8 **submit to the regulatory flexibility committee established by**
- 9 **IC 8-1-2.6-4 a report that includes an analysis of the following**
- 10 **issues:**
- 11 **(1) The status of competition in Indiana within the wireline**
- 12 **and wireless telecommunications industries and between the**
- 13 **wireline and wireless telecommunications industries.**
- 14 **(2) The level of concentration of ownership in the**
- 15 **telecommunications industry and the degree to which**
- 16 **corporate mergers, acquisitions, and buyouts within the**
- 17 **industry affect consumer choices and pricing in Indiana.**
- 18 **(3) For each county in Indiana, a breakdown of the number of**
- 19 **available providers of the following services:**
- 20 **(A) Wireline telephone services.**
- 21 **(B) Wireless telephone services.**
- 22 **(C) Wireless broadband services.**
- 23 **(D) Broadband services other than wireless broadband**
- 24 **services.**
- 25 **(4) The amount of investment in telecommunications**

1 infrastructure in Indiana by investor owned or privately held
 2 companies compared to the level of revenues generated in
 3 Indiana by the investor owned or privately held companies.
 4 The analysis required by this subdivision must indicate the
 5 location within Indiana of the telecommunications
 6 infrastructure described.

7 (5) The effects of the following on universal service in Indiana:

8 (A) The convergence of telecommunications services and
 9 technologies.

10 (B) State and federal regulatory decisions.

11 (6) The degree to which the use of new technologies in the
 12 telecommunications industry affects the reliability of
 13 telecommunications services, including the provision of
 14 enhanced 911 services and 211 services.

15 (7) The impact on consumers and telecommunications
 16 providers of:

17 (A) federal telecommunications laws and regulations; and

18 (B) state and federal judicial decisions concerning
 19 telecommunications laws and regulations.

20 (8) A comparison of Indiana's contributions to the federal
 21 universal services fund versus federal universal service fund
 22 allocations or discounts provided to eligible recipients in
 23 Indiana.

24 (c) The report prepared under this SECTION may be made in
 25 conjunction with the commission's annual report to the regulatory
 26 flexibility committee under IC 8-1-2.6-4. The commission shall
 27 include in the report any recommendations for proposed
 28 legislation:

29 (1) concerning the issues analyzed in the report; and

30 (2) that the commission determines to be in the public interest.

31 (d) This SECTION expires December 1, 2007.

32 SECTION 2. An emergency is declared for this act.

(Reference is to HB 1518 as printed February 22, 2005.)

Representative Austin